

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application for Reissue of

Patent No.: 5,577,426
Issued: November 26, 1996
Patentees: Daniel M. Eggert et al.
Assignee: Snap-on Technologies, Inc.
Title: MAGNETIC BIT HOLDER AND
HAND TOOL INCORPORATING SAME

REISSUE DECLARATION AND
POWER OF ATTORNEY OF INVENTORS

As below named inventors, we declare as follows:

1. Our residences, post office addresses and citizenship are as stated below next to our names.

2. We believe we are the original, first and joint inventors of the subject matter which is described and claimed in U.S. patent no. 5,577,426 (the "Original Patent") and in the above-captioned application for reissue of the Original Patent.

3. We have reviewed and understand the contents of the above-captioned application, including the claims.

4. We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

5. The original patent is inoperative or invalid by reason of our claiming less than we had a right to claim in the Original Patent.

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6. Specifically, we claimed less than we had a right to claim in that claim 1 of the Original Patent is unduly narrow in reciting: a body which is "cylindrical" and has "an axis"; that the bore formed in the body is "axial" and is "terminating at an inner end surface" and that the inner end surface is "cooperating" with the retaining member to retain said magnet therebetween; that the magnet is "permanent"; that the retaining member is included in "retaining structure in contact with the outer surface of said magnet and interference fitted in said bore"; and that the retaining member is "generally bowl-shaped and convex toward said magnet." Accordingly, new independent claims 15 and 22 have been added, which are similar to claim 1 except that they delete the above-quoted limitations and substitute therefor a limitation that the retaining member is either substantially covering said outer surface of said magnet (claim 15) or having a continuous, closed, non-reentrant outer periphery (claim 22).

7. All errors which are being corrected in this application, including the foregoing errors, occurred without any deceptive intent on our part.

8. We appoint EMRICH & DITHMAR, and each and every member and associate thereof and patent agent therein, including Paul L. Brown (Reg. No. 27,184), James J. Hill (Reg. No. 24,287), Harold V. Stotland (Reg. No. 24,492), Harry M. Levy (Reg. No. 24,248), J. Terry Stratman (Reg. No. 25,165), Thomas E. Hill

(Reg. No. 28,955), Howard S. Fuhrman (Reg. No. 33,175) and Jonathan J. Krit (37,164), as my attorneys, with full power of substitution and revocation to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

9. We request that all correspondence in respect to this application be directed to EMRICH & DITHMAR, Suite 3000, 300 South Wacker Drive, Chicago, Illinois 60606, whose telephone number is 312-663-9800.

10. All statements made herein of our own knowledge are true, all statements made on information and belief are believed to be true and these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: June 8, 1998

Daniel M. Eggert
Daniel M. Eggert

Residence and Post Office Address:

8122 63rd Avenue
Kenosha, Wisconsin 53142

Dated: _____

6/23/58


Daniel J. Garramone

Who has reason to believe he or a corporation of which he is an officer will be appointed legal representative for joint inventor Frank Mikic, now deceased.

The last Residence and Post Office Address of Frank Mikic is:
392 Country Club Drive
Lake Geneva, Wisconsin 53147

The Post Office Address of Daniel J. Garramone is:
9 Greenbriar East Drive
Deerfield, Illinois 60015

Frank Mikic was and Daniel J. Garramone is a Citizen of the United States of America

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REISSUE APPLICATION
FOR REISSUE OF
PATENT NO. 5,577,426
ISSUED November 26, 1996
ENTITLED MAGNETIC BIT HOLDER AND
HAND TOOL INCORPORATING SAME


OFFER TO SURRENDER AND ASSENT TO REISSUE

Snap-on Technologies, Inc. ("Snap-on") is the owner of 100 percent (100%) interest in U.S. patent no. 5,577,426, reissue of which is sought in the above-identified application. Documentary evidence of an assignment from the inventors and original owners to Snap-on's predecessor in title, Snap-on Incorporated, is recorded in the Office at Reel 7254, Frames 406-409. Documentary evidence of an assignment from Snap-on Incorporated to Snap-on Tools Worldwide, Inc. is recorded in the Office at Reel 7881, Frame 532. Documentary evidence of an assignment from Snap-on Tools Worldwide, Inc. to Snap-on is recorded in the Office at Reel 7881, Frame 588.

Snap-on hereby offers to surrender patent no. 5,577,426 and assents to reissue of that patent.

SNAP-ON TECHNOLOGIES, INC.

Dated: 6/23/98

By: 
Daniel J. Garramone, Jr.
Secretary